

CLASSIFICATION OFFICE DECISION

Title of publication: post_989665055925026816.mp4

Other known title(s): Not stated

OFLC ref: 1400092.003

Medium: Computer Moving Image File

Director: Not applicable

Country of origin: Not stated

Language: Not applicable

Applicant: Secretary for Internal Affairs

Classification:	Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.
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Excisions: No excisions recommended

Descriptive note: None

Display conditions: None

Date of entry in Register: 23 February 2015

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 23 February 2015

	Components	Running time
Timed component(s):	post_989665055925026816.mp4	0:06
Total running time:		0:06

Summary of reasons for decision:

The moving image file is classified as objectionable except if its availability is restricted to adults. Although there is some doubt as to the age of the young woman in the clip her overall physical development indicates that she is a young adult. There is nothing in the clip to suggest otherwise and it would be unreasonable under a Bill of Rights framework to ban the publication in these

circumstances.

However, the clip requires a restriction to an adult audience due to the sexually explicit nature of the content which is intended for the sexual arousal of viewers. There is a consensus amongst the public of New Zealand that children and young people should not be exposed to explicit sexual images intended for adults until they have gained the experience and maturity required to deal with such material. These images have the potential to prove harmful to the development of sexual attitudes and behaviour.

The classification of this publication interferes with the right to freedom of expression as set out in the New Zealand Bill of Rights Act 1990. However, given the explicit sexual nature of the sexual images, the decision is reasonable, demonstrably justified and the minimum required to prevent injury to the public good.